

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**NETLIST, INC.**

**Plaintiff,**

**v.**

**SAMSUNG ELECTRONICS CO., LTD.,  
SAMSUNG ELECTRONICS AMERICA,  
INC. and SAMSUNG SEMICONDUCTOR,  
INC.,**

**Defendants.**

**Civil Case No. 2:22-cv-00293-JRG**

**JURY TRIAL DEMANDED  
(Lead Case)**

**JOINT MOTION TO AMEND DOCKET CONTROL ORDER**

Plaintiff Netlist, Inc. (“Netlist”); Defendants Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., Samsung Semiconductor Inc. (collectively “Samsung”); and Defendants Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Technology Texas, LLC (collectively “Micron”) respectfully submit this Joint Motion to Amend the Docket Control Order.

On Saturday, January 21, 2023, Netlist informed Samsung and Micron of its intent to move to amend its L.R. 3-1 and 3-2 contentions to identify additional “conception and reduction to practice documents” that they located prior to the November 27, 2022 contention deadline. Netlist plans to move to amend its L.R. 3-1 and 3-2 contentions to identify these documents and has informed Samsung and Micron that it will agree to an extension of time for Samsung and Micron’s L.R. 3-3 and 3-4 contentions. Netlist is diligently preparing its proposed amended contentions, and the parties will meet and confer regarding Netlist’s request after Netlist serves its proposed amended contentions, including the amount of time for an additional extension of time for Samsung and Micron’s L.R. 3-3 and 3-4

contentions. The parties thus jointly seek a one-week extension of time for Samsung and Micron's L.R. 3-3 and 3-4 contentions to allow the parties time to negotiate regarding Netlist's request.

Accordingly, the Parties respectfully request that the Court extend the deadlines as reflected in the attached proposed Amended Docket Control Order.

Dated: January 24, 2023

Respectfully submitted,

/s/ Melissa R. Smith

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***Attorneys for Plaintiff Netlist, Inc.***

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic services are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 24<sup>th</sup> day of January, 2023.

/s/ Melissa R. Smith

Melissa R. Smith

**CERTIFICATE OF CONFERENCE**

I hereby certify that Counsel for Plaintiff and Counsel for Defendants have complied with the meet and confer requirement in Local Rule CV-7(h) regarding this Motion. The Parties are in agreement and are seeking joint relief.

/s/ Melissa R. Smith

Melissa R. Smith